

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

| | | |
|--------------------------|---|---------------------------------------|
| OMAR FLORES, |) | |
| Petitioner, |) | Civil Action No. 7:12-cv-00611 |
| |) | |
| v. |) | <u>MEMORANDUM OPINION</u> |
| |) | |
| CHRISTOPHER ZYCH, |) | By: Norman K. Moon |
| Respondent. |) | United States District Judge |

Omar Flores, a federal inmate proceeding *pro se*, filed this petition for writ of habeas corpus pursuant to 28 U.S.C. § 2241. In his initial petition, Flores quoted 18 U.S.C. § 3585, but made no allegations as to how that statute related to him or what claims for relief he intended to raise in this court.¹ The court conditionally filed the action and directed Flores, *inter alia*, to complete a § 2241 form petition. Flores has responded to the court's order and submitted a completed § 2241 form. However, in the space provided for the petitioner to list his claims, Flores wrote "N/A." Therefore, Flores has failed to allege any claim for relief under § 2241 to this court. Accordingly, I will dismiss this action without prejudice to Flores' opportunity to refile his claims in a separate action.

The Clerk of the Court is directed to send a copy of this memorandum opinion and the accompanying order to petitioner.

ENTER: This 15th day of January, 2013.



NORMAN K. MOON
UNITED STATES DISTRICT JUDGE

¹ The court notes that along with his initial petition, Flores also submitted copies of a court order from Georgia and copies of his requests for administrative remedy to the Bureau of Prisons; however, Flores has made no allegation to this court as to how those documents relate to any claim he intends to bring in this court.